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MICHIGAN SENATE
WAYNE KUIPERS
STATE SENATOR

COMMITTEES:
EDUCATION, CHAIR
JUDICIARY, CHAIR
ADMINISTRATIVE RULES
ENERGY POLICY
GOVERNMENT OPERATIONS

MINUTES OF NOVEMBER 3, 2010

A meeting of the Senate Committee on Judiciary was held on Wednesday, November 3, 2010, in room 210, Farnum Building, 125 W. Allegan Street, Lansing, MI 48933.

- Senator Kuipers called the meeting to order at 2:42 P.M. The roll of the Committee was called by the Committee Clerk.

Senator Kuipers – Present
Senator Cropsey – Present
Senator Sanborn – Present
Senator Patterson – Excused
Senator Stamas – Present
Senator Whitmer – 2:52 P.M.
Senator Clarke – Present
Senator Basham – 2:44 P.M.

- Approve minutes from September 21, 2010

Motion by Senator Cropsey to approve the minutes from September 21, 2010 was supported by Senator Stamas.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Yes
Senator Patterson – Excused
Senator Stamas – Yes
Senator Whitmer – Excused
Senator Clarke – Yes
Senator Basham – Excused

AGENDA

- Senator Kuipers opened testimony on the discussion regarding Local Corrections Officers Training Fund and related issues..
 1. Dan Heythalger, representing the Department of Sheriff Association of Michigan, spoke and supports SB 1042-1044.

2. Hugh MacDonald and Michael Grodi, representing DSAM, spoke briefly and supports SB 1042-1044.
 3. David Harvey, representing MCOLES, spoke briefly and opposes SB 1042-1044.
 4. Sheriff Dan Heynes and Sheriff Gene Wriggelsworth spoke to the discussion.
 5. Tom Hickson and Jon Campbell, representing MAC, spoke briefly and oppose SB 1042-1044.
- Senator Kuipers opened testimony on Senate Bill 39.
 1. Senator Basham, the bill sponsor, spoke to introduce the bill.
 2. Devon Glass, representing the Michigan Association for Justice, spoke briefly and opposes the bill.
 3. John Buczek, representing the Fraternal Order of Police, did not speak but supports the bill.
 4. David Bertram, representing the Michigan Townships Association, did not speak but supports the bill.
 - Motion by Senator Basham to adopt the (S-1) substitute for Senate Bill 39, supported by Senator Cropsey.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Excused
Senator Patterson – Excused
Senator Stamas – Yes
Senator Whitmer - Yes
Senator Clarke – Yes
Senator Basham – Yes

- Motion by Senator Basham to report the (S-1) substitute for Senate Bill 39 with favorable recommendation for passage and immediate effect, supported by Senator Cropsey.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Excused
Senator Patterson – Excused
Senator Stamas – Yes
Senator Whitmer - Yes
Senator Clarke – Yes
Senator Basham – Yes

- Senator Kuipers opened testimony on Senate Bills 223-226.
 1. Senator Basham, the bill sponsor, spoke to introduce the bills.
 2. Chris Hawkins, representing the Michigan State Police, did not wish to speak but supports the bills.

- Motion by Senator Basham to adopt the (S-1) substitute for Senate Bill 223, supported by Senator Cropsey.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Excused
Senator Patterson – Excused
Senator Stamas – Yes
Senator Whitmer - Yes
Senator Clarke – Yes
Senator Basham – Yes

- Motion by Senator Basham to adopt the (S-2) substitute for Senate Bill 223, supported by Senator Cropsey.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Excused
Senator Patterson – Excused
Senator Stamas – Yes
Senator Whitmer - Yes
Senator Clarke – Yes
Senator Basham – Yes

- Motion by Senator Basham to report the (S-2) substitute for Senate Bill 223 with favorable recommendation for passage and immediate effect, supported by Senator Cropsey.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Yes
Senator Patterson – Excused
Senator Stamas – Yes
Senator Whitmer - Yes
Senator Clarke – Yes
Senator Basham – Yes

- Motion by Senator Basham to report Senate Bill 224 with favorable recommendation for passage and immediate effect, supported by Senator Cropsey.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Yes
Senator Patterson – Excused
Senator Stamas – Yes
Senator Whitmer - Yes
Senator Clarke – Yes
Senator Basham – Yes

- Motion by Senator Basham to report Senate Bill 225 with favorable recommendation for passage and immediate effect, supported by Senator Cropsey.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Yes
Senator Patterson – Excused
Senator Stamas – Yes
Senator Whitmer - Yes
Senator Clarke – Yes
Senator Basham – Yes

- Motion by Senator Basham to report Senate Bill 226 with favorable recommendation for passage and immediate effect, supported by Senator Cropsey.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Yes
Senator Patterson – Excused
Senator Stamas – Yes
Senator Whitmer - Yes
Senator Clarke – Yes
Senator Basham – Yes

- Senator Kuipers opened testimony on Senate Bill 1475.
 1. Samantha Harkins, Bill Mathewson and Marcia Howe, representing MML, spoke briefly and support the bill.
 2. Brig Smith, representing the City of Lansing, spoke briefly and supports the bill.
 3. Ed Noyola, representing the County Roads Association, spoke briefly and opposes the bill.
 4. Steve Hicks, representing the Michigan Association for Justice and the Speaker Law Firm, spoke briefly and opposes the bill.
 5. David Bertram, representing the Michigan Townships Association, did not speak but supports the bill.

- Motion by Senator Kuipers to adopt the (S-1) substitute for Senate Bill 1475, supported by Senator Sanborn.

A record roll call was ordered as follows:

Senator Kuipers – Yes
 Senator Cropsey – Yes
 Senator Sanborn – Yes
 Senator Patterson – Excused
 Senator Stamas – Yes
 Senator Whitmer - Excused
 Senator Clarke – Yes
 Senator Basham – Yes

- Motion by Senator Sanborn to report the (S-1) substitute for Senate Bill 1475 with favorable recommendation for passage and immediate effect, supported by Senator Basham.

A record roll call was ordered as follows:

Senator Kuipers – Yes
 Senator Cropsey – Yes
 Senator Sanborn – Yes
 Senator Patterson – Excused
 Senator Stamas – Yes
 Senator Whitmer - Excused
 Senator Clarke – Yes
 Senator Basham – Yes

- Senator Kuipers opened testimony on Senate Bill 1434.
 1. Derek Bajema, representing Senator Van Woerkom, spoke to introduce the bill.
 2. Monica Yesh, representing the Michigan State Police, spoke briefly and supports the bill.
- Motion by Senator Sanborn to report Senate Bill 1434 with favorable recommendation for passage and immediate effect, supported by Senator Cropsey.

A record roll call was ordered as follows:

Senator Kuipers – Yes
 Senator Cropsey – Yes
 Senator Sanborn – Yes
 Senator Patterson – Excused
 Senator Stamas – Yes
 Senator Whitmer - Excused
 Senator Clarke – Yes
 Senator Basham – Yes

- Senator Kuipers opened testimony on Senate Bill 1382.

1. Jeff Kirkpatrick, representing the Michigan Professional Bail Agents Association, spoke briefly and supports the bill with amendment.
 2. Wendy Venier, representing Hoffman Legislative Consultants and Universal Holding, did not wish to speak but supports the bill with amendment.
 3. Matt Maddock, representing the Michigan Professional Bail Agents Association, did not wish to speak but supports the bill.
- Motion by Senator Clarke to adopt the Clarke amendment for Senate Bill 1382, supported by Senator Cropsey.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Yes
Senator Patterson – Excused
Senator Stamas – Yes
Senator Whitmer - Excused
Senator Clarke – Yes
Senator Basham – Yes

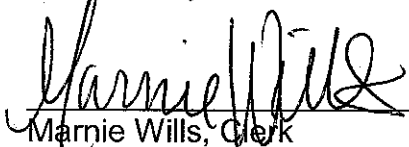
- Motion by Senator Clarke to report the amended version of Senate Bill 1382 as an (S-1) substitute with favorable recommendation for passage and immediate effect, supported by Senator Cropsey.

A record roll call was ordered as follows:

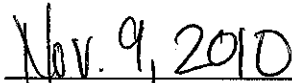
Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Yes
Senator Patterson – Yes
Senator Stamas – Yes
Senator Whitmer - Yes
Senator Clarke – Yes
Senator Basham – Yes

- Senator Kuipers adjourned the meeting at 4:06 P.M.

Respectfully Submitted,


Marnie Wills, Clerk


Wayne Kuipers, Chair


Date Approved